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Order 99-8-21



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

**SERVED** AUG 27 1999

Issued by the Department of Transportation  
on the 24th day of August, 1999

Application of

COMMUNITY AIR, INC.

for a certificate of public convenience and  
necessity under 49 U.S.C. 41102 to engage in  
interstate scheduled air transportation of persons,  
property, and mail

Docket OST-99-5008 -9

ORDER DISMISSING APPLICATION

On January 15, 1999, Community Air, Inc., filed an application in Docket OST-99-5008 for a certificate to provide interstate scheduled air transportation pursuant to section 41102 of Title 49 of the United States Code (Transportation). The Department advised the applicant that additional information in support of the company's fitness was needed and, on a number of subsequent occasions, Community Air requested and was granted extensions of time to respond. On August 3, we advised Community Air that, if it did not complete its application by August 13, 1999, we would dismiss it without further notice. To date, we have not received the material needed to complete the application. Furthermore, on August 4, we were advised by the applicant that its proposed funding had not materialized and that the company had laid off all of its employees. Under these circumstances, we have decided to dismiss Community Air's application without prejudice to its filing a new application in the future at such time as it is prepared to fully prosecute it.

ACCORDINGLY, Acting under authority assigned by the Department in its Regulations, 14 CFR 385.12:

1. We dismiss, without prejudice, the application filed by Community Air, Inc., in Docket OST-99-5008 requesting a certificate authorizing interstate scheduled air transportation of persons, property, and mail.

2. We will serve a copy of this order on the persons listed in Attachment A.

Persons entitled to petition the Department for review of this order, under 14 CFR 385.30, may file their petitions within 10 days of the date of service of this order.

The action taken in this order shall be effective immediately, and the filing of a petition for review shall not alter its effectiveness.

By:

**JOHN V. COLEMAN**  
Director  
Office of Aviation Analysis

(SEAL)

*An electronic version of this document is available on the World Wide Web at:  
[http://dms.dot.gov/reports/reports\\_aviation.asp](http://dms.dot.gov/reports/reports_aviation.asp)*

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